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OFFICE OF PETITIONS

In re Application of :
Robert Keith Longino :
Application No. 10/670,874 :
Filed: September 25, 2003 :
Attorney Docket No. LONGINOSKATE :

ON PETITION

This is a decision on the renewed petition filed May 16, 2005, which has been treated as a petition under 37 CFR 1.53 requesting that the above-identified application be accorded a filing date of September 25, 2003, including Figures 27a, 27b, 27c, 28-30 described in the specification.

The application was submitted on September 25, 2003. However, on January 11, 2005, the Office of Initial Patent Examination (OIPE) mailed a "Notice of Omitted Items in a Nonprovisional Application," (Notice) that stated the application had been accorded a filing date, and that Figures 27a, 27b, 27c, 28-30 described in the specification, appear to have been omitted.

In response, on February 25, 2005, the original petition and a copy of Figures 27a, 27b, 27c, 28-30 were submitted. A copy of applicant's postcard receipt that acknowledges receipt of "DRAWINGS (16 SHEETS)" on September 25, 2003, accompanied the papers. A review of the application file indicates the presence of only fifteen (15) sheets of drawings originally filed on September 25, 2003, with the sheet that contains Figures 27a, 27b, 27c, 28-30 missing. It is assumed that the missing sheet of drawings containing Figures 27a, 27b, 27c, 28-30 was misplaced by the Office.

In view of the above, the petition is granted.

The \$400.00 petition fee will be refunded by treasury check.

This application will be returned to OIPE for processing with a filing date of September 25, 2003, using the sheet of drawings, containing Figures 27a, 27b, 27c, 28-30, that was submitted with the petition on February 25, 2005.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3228.

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